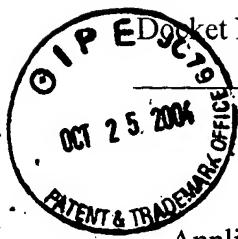


3731



Docket No.: SPIRTN.021A

Customer No.: 20,995

AMENDMENT / RESPONSE TRANSMITTAL

Applicant : DeVore et al.
 App. No. : 10/081,712
 Filed : February 21, 2002
 For : INTRA-BRONCHIAL
 OBSTRUCTING DEVICE
 THAT CONTROLS
 BIOLOGICAL INTERACTION
 WITH THE PATIENT
 Examiner : Dawson, Glenn K.
 Art Unit : 3731

CERTIFICATE OF MAILING

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

October 21, 2004

(Date)

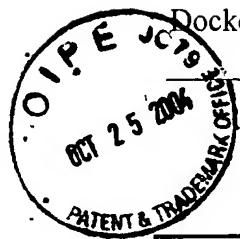
Lang J. McHardy, Reg. No. 50,591

Mail Stop Amendment
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing in the above-identified application are the following enclosures:

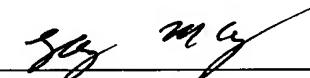
- Response to Restriction Requirement in 1 page.
- Preliminary Amendment in 6 pages.
- 2 sheets of replacement drawings.
- Copy of Transmittal, Revocation and Power of Attorney, and date-stamped postcard dated July 7, 2003.
- The present application qualifies for small entity status under 37 C.F.R. § 1.27.



The fee has been calculated as shown below:

FEE CALCULATION				
FEE TYPE		FEE CODE	CALCULATION	TOTAL
Total Claims	20 - 35 = 0	2202 (\$9)	0 x 0 =	\$0
Independent Claims	2 - 5 = 0	2201 (\$44)	0 x 0 =	\$0
Multiple Claim		2203 (\$150)		\$0
			TOTAL FEE DUE	\$0

- Return prepaid postcard.
- Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.


 Lang J. McHardy
 Registration No. 50,591
 Agent of Record
 Customer No. 20,995
 (805) 547-5580